Notice of Allowability	Application No.	Applicant(s)
	10/678,022	DRINGENBERG ET AL.
	Examiner	Art Unit
	Hilary Gutman	3612
The MAILING DATE of this communication appears on the cover sheet with the correspondence address All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS. This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.		
1. This communication is responsive to <u>amendment filed 10/11/05</u> .		
2. The allowed claim(s) is/are <u>1,5-17,21,23,24,36,38 and 39</u> .		
<ol> <li>Acknowledgment is made of a claim for foreign priority una)</li></ol>	been received. been received in Application No cuments have been received in this of	national stage application from the
<ul> <li>THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.</li> <li>A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.</li> </ul>		
<ul> <li>5. CORRECTED DRAWINGS (as "replacement sheets") must be submitted.</li> <li>(a) including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached</li> <li>1) hereto or 2) to Paper No./Mail Date</li> </ul>		
(b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date		
Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).		
6. DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.		
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Attachment(s)  1. Notice of References Cited (PTO-892)	5 Notice of Informal P	atent Application (PTO-152)
Notice of Preferences Gled (170-692)     Notice of Draftperson's Patent Drawing Review (PTO-948)	6. Interview Summary	, , , , , , , , , , , , , , , , , , , ,
Information Disclosure Statements (PTO-1449 or PTO/SB/0     Paper No./Mail Date	per No./Mail Date	te nent/Comment
4. Examiner's Comment Regarding Requirement for Deposit of Biological Material	9. ☐ Other	Heary Gutanno

## **EXAMINER'S AMENDMENT**

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

The application has been amended as follows: in claim 21, line 7, "a spoiler" has been deleted and --the spoiler-- inserted therefore.

2. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Hilary Gutman whose telephone number is 571-272-6662.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Glenn Dayoan can be reached on 571-272-6659. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Hilary Gutman October 26, 2005